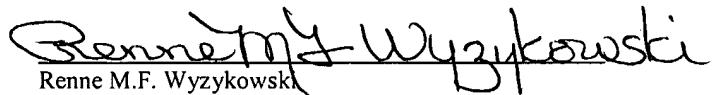




PATENT
RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2667

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 14, 2004.


Renne M.F. Wyzykowski

Appl No.	: 09/440,148	Confirmation No. 2594
Applicant	: Yiwei Thomas Hou, et al.	
Filed	: November 15, 1999	
Title	: SERVER-BASED NETWORK PERFORMANCE METRICS GENERATION SYSTEM AND METHOD	
TC/A.U.	: 2667	RECEIVED
Examiner	: Thai D. Hoang	JUN 21 2004
Docket No.	: 35400/DMC/F179	
Customer No.	: 23363	Technology Center 2600

AMENDMENT AFTER FINAL ACTION

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
June 14, 2004

Commissioner:

In response to the Office action of April 16, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 16 of this paper.

Corres. and Mail
BOX AF

AF
2667



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
AMENDMENT TRANSMITTAL LETTER

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 14, 2004.

Renne M.F. Wyzykowski

Applicant : Yiwei Thomas Hou, et al. Confirmation No. 2594
Application No. : 09/440,148
Filed : November 15, 1999
Title : SERVER-BASED NETWORK PERFORMANCE METRICS GENERATION
SYSTEM AND METHOD
Grp./Div. : 2667
Examiner : Thai D. Hoang
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Docket No. : 35400/DMC/F179

RECEIVED

Post Office Box 7068
Pasadena, CA 91109-7068
June 14, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Technology Center 2600

Commissioner:

Enclosed is an amendment to the above-identified application.

CLAIMS AS AMENDED											
	Claims Remaining After Amendment	Highest Number Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE					
Total Claims Fee	17	45	0	x \$9.00	0 x \$18.00	-0-					
Independent Claims	10	** 15	0	x \$43.00	0 x \$86.00	-0-					
Multiple Dependent Claims ***				\$145.00	\$290.00	-0-					
TOTAL FILING FEE						-0-					
NO ADDITIONAL FEE REQUIRED ****	IF NO FEE REQUIRED, INSERT "0"					-0-					
LIST INDEPENDENT CLAIMS: 9, 12, 23, 25, 27, 33, 37, 43 44, 45											
* IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 20 OR LESS, WRITE "20" IN COLUMN 3 ** IF HIGHEST NUMBER PREVIOUSLY PAID FOR IS 3 OR LESS, WRITE "3" IN COLUMN 3 *** PAY THIS FEE ONLY WHEN MULTIPLE DEPENDENT CLAIMS ARE ADDED FOR THE FIRST TIME **** IF NO FEE REQUIRED, ADDRESS ENVELOPE TO "BOX NON-FEE AMENDMENTS"											

Attached is our check for \$ to pay the fees calculated above.
A Petition for Extension of Time and the required fee are enclosed.
Other enclosures:

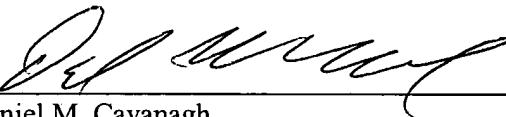
Amendment Transmittal Letter
Application No. 09/440,148

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required by or to give effect to this paper to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By


Daniel M. Cavanagh
Reg. No. 41,661
626/795-9900

DMC/rmw

RMW IRV1077939.1--06/14/04 11:32 AM